

APPLICATION FOR PERMIT
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office FEB 11 1992

Returned to applicant for correction _____

Corrected application filed _____

Map filed _____

The applicant The Foster Family Trust

HCR 73 Box 29511 of Pahrump
Street and No. or P.O. Box No. City or Town

Nevada 89041, hereby makes application for permission to appropriate the public
State and Zip Code No.

waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.)

1. The source of the proposed appropriation is underground
Name of stream, lake, spring, underground or other source

2. The amount of water applied for is 0.10 second-feet
One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet _____

3. The water to be used for commercial and domestic purposes.
Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.

4. If use is for:

(a) Irrigation, state number of acres to be irrigated _____

(b) Stockwater, state number and kinds of animals to be watered _____

(c) Other use (describe fully under No. 12. "Remarks") future commercial packaging business.

(d) Power:

(1) Horsepower developed _____

(2) Point of return of water to stream _____

5. The water is to be diverted from its source at the following point located within the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated.
of Section 5, T20S, R53E, MDB&M Nye County Nevada; or at a point from which the
Northwest corner of Section 5 bears N 22⁰ 08' 42" W a distance of 1026.34 feet.

6. Place of use being a portion of the NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 5, T20S, R53E, MDB&M Nye County
Describe by legal subdivision. If on unsurveyed land, it should be so stated;
Nevada and being Lot 4 of Block 1 of The Pechstein Ranch Unit No. 1.
Containing 2.33 acres \pm .

7. Use will begin about January 1st and end about December 31st, of each year.
Month and Day Month and Day

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Well with casing 150 \pm feet deep with 1 $\frac{1}{2}$ H.P.
State manner in which water is to be diverted, i.e. diversion structure, ditches and flumes, drilled well with pump and motor, etc.
submersible pump and pressure tank.

- 9. Estimated cost of works \$5000.00
- 10. Estimated time required to construct works 3 years (existing well with casing)
If well completed, describe works.
- 11. Estimated time required to complete the application of water to beneficial use 5 years

12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:
Annual consumptive use will not exceed 1,500,000 gallons or 5000 gallons per day.

By S/Charles L. Thomsen agent
P.O. Box 2317 Pahrump, Nevada 89041

Compared cat/vjw ab/se

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to existing rights. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level. This well shall be equipped with a two (2) inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of water begins, or before the Proof of Completion of Work is filed. This source is located within an area designated by the State Engineer, pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit is issued under the provisions of NRS 534.120(2) as a preferred use. The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to

exceed 0.05 cubic feet per second, but not to exceed 2.30 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before August 26, 1994

Proof of completion of work shall be filed before September 26, 1994

Application of water to beneficial use shall be filed on or before August 26, 1996

Proof of the application of water to beneficial use shall be filed on or before September 26, 1996

Map in support of proof of beneficial use shall be filed on or before N/A

Completion of work filed OCT 06 1994

Proof of beneficial use filed AUG 23 1996

Cultural map filed _____

Certificate No. 14921 Issued APR 20 1998

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.
 State Engineer of Nevada, have hereunto set my hand and the seal of my

office, this 26th day of August

A.D. 1993

[Signature]
 State Engineer